

EXHIBIT 35

From: [Murphy, Michael D.](#)
To: [Beral, Arash](#)
Cc: [Zollicoffer, Jordan](#); [James, Pauletta](#); [Malynn, Todd M.](#)
Subject: arash: proposed based on our call. will turn around when you send a redline
Date: Wednesday, March 12, 2025 5:56:29 PM
Attachments: [Joint Statement re Contempt Negotiations March 10 2025\(169351412.1\)-C-C-C-C-C.docx](#)

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7 PIZZA ASIA VENTURES, INC.

8
9 **UNITED STATES DISTRICT COURT**
10 **CENTRAL DISTRICT OF CALIFORNIA**

11 SHAKEY'S PIZZA ASIA VENTURES,
12 INC, a Philippines corporation,

13 Plaintiff,

14 v.

15 PCJV USA, LLC, a Delaware limited
liability company; PCI TRADING,
16 LLC, a Delaware limited liability
company; GUY KOREN, an individual;
17 POTATO CORNER LA GROUP, LLC,
a California limited liability company;
18 NKM CAPITAL GROUP, LLC, a
California limited liability company; J &
19 K AMERICANA, LLC, a California
limited liability company; J&K
20 LAKEWOOD, LLC, a California
limited liability company; J&K
21 VALLEY FAIR, LLC, a California
limited liability company; J & K
22 ONTARIO, LLC, a California limited
liability company; HLK MILPITAS,
23 LLC, a California, limited liability
company; GK CERRITOS, LLC, a
24 California, limited liability company;
J&K PC TRUCKS, LLC, a California
25 limited liability company; and, GK
CAPITAL GROUP, LLC, a California
26 limited liability company and DOES 1
through 100, inclusive,

27 Defendants.
28

Case No. 2:24-CV-04546-SB(AGRx)

Hon. Stanley Blumenfeld

**FURTHER JOINT STATUS
REPORT OF PLAINTIFF AND
DEFENDANTS REGARDING
ONGOING MEET AND CONFER
DISCUSSIONS**

Complaint Filed: May 31, 2024
Trial Date: August 4, 2025

1 PCJV USA, LLC, a Delaware limited
2 liability company; PCI TRADING LLC,
3 a Delaware limited liability company;
4 POTATO CORNER LA GROUP LLC,
5 a California limited liability company;
6 GK CAPITAL GROUP, LLC, a
7 California limited liability company;
8 NKM CAPITAL GROUP LLC, a
9 California limited liability company; and
10 GUY KOREN, an individual,

11 Counter-Claimants,

12 v.

13 SHAKEY'S PIZZA ASIA VENTURES,
14 INC, a Philippines corporation,

15 Counter Defendant.

16 PCJV USA, LLC, a Delaware limited
17 liability company; PCI TRADING LLC,
18 a Delaware limited liability company;
19 POTATO CORNER LA GROUP LLC,
20 a California limited liability company;
21 GK CAPITAL GROUP, LLC, a
22 California limited liability company;
23 NKM CAPITAL GROUP LLC, a
24 California limited liability company; and
25 GUY KOREN, an individual,

26 Third Party Plaintiffs,

27 v.

28 PC INTERNATIONAL PTE LTD., a
Singapore business entity; SPAVI
INTERNATIONAL USA, INC., a
California corporation; CINCO
CORPORATION, a Philippines
corporation; and DOES 1 through 10,
inclusive,

Third Party Defendants.

JOINT STATEMENT

Pursuant to this Court's Orders of March 4 and 11, 2025 (Dkt. #117 and 122), Plaintiff and Defendants PCJV USA, LLC and Guy Koren (collectively, "Defendants") submit the following further status report, regarding their ongoing meet and confer efforts to resolve (1) "any outstanding violations of the Court's preliminary injunction," and (2) "the amount of reasonable attorney's fees to award to Plaintiff in connection with its contempt motion."

As to the first issue, Plaintiff is satisfied that, with one exception, the ongoing and "outstanding violations of the Court's preliminary injunction" raised at the February 28, 2025, hearing have been addressed by Defendants. As such, Plaintiff is satisfied that Defendants have achieved substantial compliance.

That one remaining issue is not currently believed to be an issue of contempt, as it does not, on its own, reveal a knowing intent to refuse compliance with the injunction. That issue involves an admitted non-compliance, with respect to signs displaying the trademarks at issue that Defendants represent have not been taken down because of landlord disapproval. Plaintiff does not currently believe this indicates contemptuous non-compliance, but, instead a good faith dispute as to whether a landlord's disapproval of taking down a sign constitutes sufficient "impossibility" that it trumps this Court's authority in issuing an order that the sign constitutes a likely violation of the Lanham Act and is to be removed. In addition to not being an issue of contempt it may also become moot. If the signs that remain on display in reliance on this impossibility defense continue in place, this issue may be raised for resolution, however, it does not, at this time, appear to Plaintiff as being an issue of contempt any longer.

Based on the foregoing, then, **Plaintiff and Defendants can now affirmatively represent to the Court that the ongoing noncompliance has been resolved, and they do not believe an evidentiary hearing on ongoing contempt**

1 **is necessary.**

2 With respect to the issue of the amount of fees to be ordered as damages
3 resulting from prior contempt orders, Plaintiff and Defendants have not agreed on a
4 number. Each has proposed a number, and they are negotiating in good faith as to
5 where the compromise number lies. They are sharing and considering additional
6 information and are hopeful that such a compromise will be made.

7 If, by one week from Friday, March 21, 2025, no compromise has been
8 struck, Plaintiff and Defendants respectfully request that the two numbers then
9 being proposed by each be presented in a Joint Statement not to exceed more than 3
10 pages per side (excluding exhibits), for either this Court, or if this Court prefers, the
11 Magistrate, to consider for resolution.

12 Dated: March 10, 2025

FOX ROTHSCHILD LLP

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15 Michael D. Murphy
16 Jordan Zollicoffer
17 Attorneys for Plaintiff SHAKEY'S
PIZZA ASIA VENTURES, INC.

18
19 DATED: March 10, 2025

BLANK ROME LLP

20
21 By: /s/ Arash Beral

22 Arash Beral
23 Todd Malynn
24 Victor Sandoval
Attorneys for Defendants

CERTIFICATE OF SERVICE

The undersigned certifies that, on February 27, 2025, the foregoing document was electronically filed with the Clerk of the Court for the United States District Court, Central District of California, using the Court's ECF filing system. I further certify that all counsel for all parties to this action are registered CM/ECF user and that service will be accomplished by the CM/ECF system.

I certify under penalty of perjury that the foregoing is true and correct.

Dated: February 27, 2025

FOX ROTHSCHILD LLP

Michael D. Murphy
Attorneys for Plaintiff SHAKEY'S
PIZZA ASIA VENTURES, INC.